

**ACKNOWLEDGMENT OF PATERNITY
NOTICE OF RIGHTS AND RESPONSIBILITIES
READ THIS BEFORE YOU SIGN THIS FORM**

1. **When both parents have properly signed this Acknowledgment of Paternity, the man who signed it becomes the legal father of the child for all purposes.** Disclosure of your Social Security Number is mandatory under P.L. 104-193 and may be used for child support purposes. Based on this Affidavit, the court may order either parent to pay child support, which also includes medical support, for the child.
2. If either one of you is not sure that this man is the biological (natural) father of this child you should not sign this form. You should have a paternity test. If the test shows that the man is the father, both of you may sign the acknowledgment then.
3. Any person signing a voluntary acknowledgment of paternity may change their mind and rescind their acknowledgment. To do this, you should complete a rescission form and file it with the Division of Vital Records. You may request a rescission form by calling the Division of Vital Records at 1-800-637-9314. The rescission form must be filed prior to any administrative or judicial proceeding regarding the child takes place, or within sixty (60) days from the date the voluntary acknowledgment is signed, whichever comes first. After sixty (60) days, the only way to change the established parents of the child is to file a motion with the court. A motion, if filed, must be based on a claim that the signing of the acknowledgment was because of fraud, duress, or material mistake of fact. You may want to discuss with your attorney what facts might be needed to prove these claims.
4. The court may, after making such finding, direct the mother, the child, and the presumed father to submit to scientific testing for paternity as provided by ACA §9-10-108. The burden of proof shall be upon the person challenging the establishment of paternity, and the duty to pay child support and other legal obligations shall not be suspended while the motion is pending, except for good cause shown. The specific basis supporting the good cause findings shall be recited in the court's order.
5. This child may have the right to receive benefits as the legal child of the man who signed this form. These include medical insurance, inheritance rights, Social Security and Veteran's benefits.
6. This Affidavit does not automatically give the father visitation or custody rights, but the Affidavit may be used as a basis to ask the court to establish these rights.
7. **If you want legal advice, you should talk to an attorney.** If you want to establish paternity in court or need other support services, you may call the Office of Child Support Enforcement at 501-682-8399.

DENIAL OF HUSBAND'S PATERNITY

- A. If the mother was married when she became pregnant with this child, or anytime during the pregnancy, the husband is the legal father and must be shown on the child's birth certificate, unless this section is completed. If the husband/ex-husband is not the biological (natural) father of this child, the mother and the husband/ex-husband can complete this section of the Affidavit in front of a notary. If this section has been completed and the Affidavit is given to the hospital staff **before** the hospital submits the birth certificate to the Division of Vital Records, the biological (natural) father will be listed as the father on the birth certificate, provided the biological father acknowledges paternity.
- B. If this Affidavit is not submitted **before** the hospital submits the birth certificate to the Division of Vital Records, the husband/ex-husband will be listed as the father and a certified court order will be required to remove the husband's/ex-husband's name and add the biological father. The mother and her husband/ex-husband must sign below on the blue and **white** copies and the original (white). The mother and biological (natural) father must sign the front of this Affidavit.

Note: The Notary must stamp both the mother's and husband's/ex-husband's signatures on each copy.

<p>I solemnly swear or affirm that I am the husband or ex-husband of the mother shown on this Acknowledgment of Paternity, and that I am not the biological (natural) father of the child on this Acknowledgment of Paternity.</p> <p>_____</p> <p>Husband's/Ex-husband's Signature</p> <p>_____</p> <p>Print Name</p>	<p>I solemnly swear or affirm that I was married during all or part of the pregnancy of this child to the man whose name is shown here, and that he is not the biological (natural) father of the child on this Acknowledgment of Paternity.</p> <p>_____</p> <p>Mother's Signature (current last name)</p> <p>_____</p> <p>Print Name</p>
<p>State of _____ County of _____</p> <p>Signed and affirmed before me on</p> <p>_____ Day of _____ 20____</p> <p>_____</p> <p>Signature of Notary Public</p> <p>My Commission expires on _____.</p>	<p>State of _____ County of _____</p> <p>Signed and affirmed before me on</p> <p>_____ Day of _____ 20____</p> <p>_____</p> <p>Signature of Notary Public</p> <p>My Commission expires on _____.</p>